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17 UNITED STATES DISTRICT COURT
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19 DISTRICT OF NEVADA

20 ORACLE USA, INC., a Colorado corporation;
21 ORACLE AMERICA, INC., a Delaware
22 corporation; and ORACLE INTERNATIONAL
23 CORPORATION, a California corporation,

24 Plaintiffs,
25 v.

26 RIMINI STREET, INC., a Nevada corporation;
27 SETH RAVIN, an individual,

28 Defendants.

Case No 2:10-cv-0106-LRH-PAL

ORACLE'S MOTION TO SEAL
JOINT REQUEST FOR THE COURT
TO RULE ON OBJECTIONS TO
CUSTOMER DEPOSITION
TESTIMONY & HIXSON
DECLARATION EXHIBITS 1, 2, 4, 5,
6, 7, 8, 9

1 Pursuant to the Stipulated Protective Order governing confidentiality of documents
 2 entered by the Court on May 21, 2010, Dkt. 55 (“Protective Order”), Local Rules 10-5(b) and
 3 16.1-4, and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA,
 4 Inc., Oracle America, Inc., and Oracle International Corporation (collectively “Oracle”)
 5 respectfully request that the Court grant leave to file under seal certain portions of the parties’
 6 Joint Request for the Court to Rule on Objections to Customer Deposition Testimony (“Joint
 7 Request”) and Exhibits 1-2 and 4-9 to the Declaration of Thomas Hixson in support of the same
 8 (the “Hixson Declaration”). Portions of the Joint Request and the identified supporting
 9 documents reflect information that Rimini Street, Inc. (“Rimini”) has designated “Highly
 10 Confidential - Attorneys’ Eyes Only” under the Protective Order. Public, redacted versions of
 11 these materials were filed on September 11, 2015, *see* Dkt. 760 and 761, and an unredacted
 12 version of each was subsequently filed under seal with the Court, *see* Dkt. 762-763.

13 The Protective Order states, “Counsel for any Designating Party may designate any
 14 Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information –
 15 Attorneys’ Eyes Only’ under the terms of this Protective Order **only if such counsel in good**
 16 **faith believes that such Discovery Material contains such information and is subject to**
 17 **protection under Federal Rule of Civil Procedure 26(c).** The designation by any Designating
 18 Party of any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential
 19 Information – Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the
 20 Designating Party reasonably believes there is a valid basis for such designation.” Protective
 21 Order ¶ 2 (emphasis supplied).

22 Rimini has designated the following documents cited or referred to in the Joint Request
 23 as Confidential Information (“C”) or Highly Confidential - Attorneys’ Eyes Only (“HC”):

Hixson Decl. Ex.	Description	Designation
1	Shepard Deposition	C & HC
2	Ward Deposition	HC
4	Maddock 30(b)(6) Deposition	C
5	PTX 405	HC
6	PTX 463	C

1	7	Davis Expert Report	C
2	8	Davis Expert Report Exhibit	C
	9	PTX 2547	HC

3 Oracle submits these documents as well as certain portions of the Joint Request under
 4 seal pursuant to the Protective Order based on Rimini's representation that it reasonably believes
 5 there is a valid basis under the Protective Order for its confidentiality designations. Because
 6 these materials were designated by Rimini, Oracle is not in a position to provide further
 7 justification for why filing them publicly would cause Rimini harm sufficient to show good
 8 cause.

9 Oracle has submitted all other portions of the Joint Request and supporting papers to the
 10 Court's public files, which allow public access to all materials except for the items discussed
 11 above. Accordingly, the request to seal is narrowly tailored. For the foregoing reasons, Oracle
 12 respectfully requests that the Court grant leave to file under seal the documents discussed above.

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14 DATED: September 11, 2015

MORGAN, LEWIS & BOCKIUS LLP

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By: /s/ Thomas S. Hixson
 Thomas S. Hixson
 Attorneys for Plaintiffs
 Oracle USA, Inc.,
 Oracle America, Inc.,
 and Oracle International Corp.

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